

STATE OF ALASKA
DEPARTMENT OF COMMERCE, COMMUNITY AND ECONOMIC DEVELOPMENT
DIVISION OF CORPORATIONS, BUSINESS AND PROFESSIONAL LICENSING

May 4, 2021

By authority of AS 08.84.070(2) and in compliance with the provision of AS 44.62, Article 6,
videoconference meeting of the
State Physical Therapy and Occupational Therapy Board was held from Juneau, AK

**These are DRAFT minutes prepared by the staff of the Division of Corporations, Business, and
Professional Licensing. These minutes have not been reviewed or approved by the board.**

Tuesday, May 4, 2021

Agenda Item 1 – Call meeting to order/roll call

Keith Poorbaugh, Chair of the Alaska State Physical Therapy and Occupational Therapy Board called the
meeting to order at 1:01 p.m. on May 4, 2021.

VOICE ROLE CALL:

Enlow Walker, Physician, Secretary
Nathan Missler, Occupational Therapist
Rebecca Dean, Public Member
Jody Pfeiffer, Physical Therapy Assistant
Keith Poorbaugh, Physical Therapist, Chair

Board members Not Present:

Lisa Radley, Physical Therapist, approved absence
Robert Calhoon, Occupational Therapist

Staff Present:

JASMINE Bautista is investigator III
Lacey Derr, records and licensing supervisor
Connie Petz, Licensing Examiner
Logan Bugayong, Licensing Examiner

Agenda Item 2 – Review Case # 2021-000359

Mr. Poorbaugh stated this emergency meeting is called to review Case # 2021-000359. This meeting
was NOT public noticed per AS 44.62.310 Government Meetings Public per AS 44-62.310(d) (1) a
governmental body performing a judicial or quasi-judicial function when holding a meeting solely to
make a decision in an adjudicatory proceeding.

Mr. Poorbaugh asked all board members confirmed they had read the legal documents provided
regarding this case. There were no questions. He then introduced Jasmin Bautista, Investigator III to the

Board. Ms. Bautista thanked everyone for taking time to attend this emergency meeting and setting up the meeting so quickly.

Ms. Derr informed the board per Roberts Rules of Order an Executive Session would be required. Although this meeting was not required to be public noticed and the only attendees had authority to be in the meeting, it is being recorded and minutes will be drafted.

MOTION BY DEAN, SECONDED BY PFEIFFER, CALL FOR A MOTION TO ENTER EXECUTIVE SESSION THE ALASKA PHYSICAL THERAPY AND OCCUPATIONAL THERAPY BOARD IS RESOLVED TO ENTER EXECUTIVE SESSION IN ACCORDANCE WITH AS 44.6 2.310 C. 2 AND 3, AND THE ALASKA CONSTITUTIONAL RIGHT TO PRIVACY PROVISIONS FOR THE PURPOSE OF REVIEWING CASE # 2021-000359. VOICE ROLE CALL VOTE: WALKER, MISSLER, DEAN, PFEIFFER AND POORBAUGH ALL VOTED YES. MOTION PASSED.

Poorbaugh stated all board members and staff, Bautista, Derr, Petz and Bugayong will remain in the meeting. Off the record at 1:08 p.m. Back from Executive Session at 1:14 p.m.

CALL FOR A MOTION BY WALKER, SECONDED BY MISSLER TO ADOPT THE BOARD ORDERED SUMMARY SUSPENSION RE: CASE NO. 2021-000359. UPON THE PETITION OF THE STATE OF ALASKA, DEPARTMENT OF COMMERCE, COMMUNITY AND ECONOMIC DEVELOPMENT, DIVISION OF CORPORATIONS, BUSINESS AND PROFESSIONAL LICENSING ("DIVISION") FOR SUMMARY SUSPENSION OF PHYSICAL THERAPIST LICENSE #PHYP2639, AND UPON EVIDENCE PRESENTED BY THE DIVISION, THE ALASKA PHYSICAL AND OCCUPATIONAL THERAPY ("BOARD") FINDS THAT DR. JEFFREY C. FULTZ POSES A CLEAR AND IMMEDIATE DANGER TO THE PUBLIC HEALTH AND SAFETY IF HE CONTINUES TO PRACTICE AS A PHYSICAL THERAPIST. THE BOARD HEREBY ORDERS, PURSUANT TO AS 08.01.075(C) AND AS 08.84.120, THE SUMMARY SUSPENSION OF DR. JEFFREY C. FULTZ PHYSICAL THERAPIST LICENSE PHYP2639. IT IS FURTHER ORDERED THAT DR. JEFFREY C. FULTZ'S LICENSE TO PRACTICE AS A PHYSICAL THERAPIST WILL REMAIN SUSPENDED UNTIL SUCH TIME AS HE CAN DEMONSTRATE TO THE BOARD THAT HE IS FIT TO PRACTICE IN A MANNER CONSISTENT WITH PUBLIC SAFETY. THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON APPROVAL BY THE BOARD.

VOICE ROLE CALL VOTE: WALKER, MISSLER, DEAN, PFEIFFER AND POORBAUGH ALL VOTED YES. MOTION PASSED

Poorbaugh stated, the Board has reviewed Case # 2021-000359 for license suspension and the motion passed. The Board adopts the order of suspension of physical therapist license PHYP2639 for Jeffery Fultz. The license will remain suspended until such time as Mr. Fultz can demonstrate to the Board that he is fit to practice in a manner consistent with public safety.

Ms. Bautista will email the Order of Suspension to Mr. Poorbaugh and he will DocuSign it today May 4, 2021 in Wasilla, Alaska.

The board having no further business adjourns the meeting at 1:20 p.m.

Connie Petz, Licensing Examiner

Keith Poorbaugh,

DATE

DRAFT